

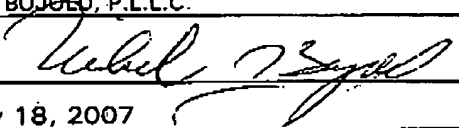
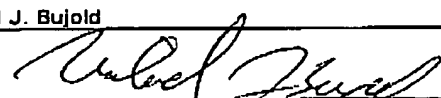
BEST AVAILABLE COPY

JAN 18 2007

PTO/SB/21 (12-87)

Approved for use through 9/30/00. OMB 0851-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/563,417
	Filing Date	with an effective filing date of June 8, 2004
	First Named Inventor	Volker BACHMANN, Mario STEINBORN, Rudolf KALTHOFF and Anthony Robert SAYMAN
	Group Art Unit	3681
	Examiner Name	Fax: (571) 273-8300
Total No. of Pages in this Submission: 5	Attorney Docket Number	ZAHFRI P803US
ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee attached <input checked="" type="checkbox"/> Amendment/Response - 2 pgs. <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request (in Duplicate) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Part/s Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition (DELETED - no longer useful) <input type="checkbox"/> To Convert a Provisional Petition <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): Declaration - 2 pgs.
REMARKS		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual Name	Michael J. Bujold DAVIS & BUJOLD, P.L.L.C. <div style="text-align: right;">Reg. No. 32,018 CUSTOMER NO. 020210</div>	
Signature		
Date	January 18, 2007	
CERTIFICATE OF TRANSMISSION		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO on January 18, 2007.		
Type or printed name	Michael J. Bujold	
Signature	 <div style="text-align: right;">Date: January 18, 2007 ()</div>	

**RECEIVED
CENTRAL FAX CENTER****BEST AVAILABLE COPY****JAN 18 2007****PATENT APPLICATION****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Volker BACHMANN, Mario STEINBORN,
Rudolf KALTHOFF and Anthony Robert
SAYMAN
Serial no. : 10/563,417
Filed : with an effective filing date of June 8, 2004
For : METHOD FOR CONTROLLING AND
REGULATING A TRANSMISSION BRAKE IN
AN AUTOMATIC MOTOR VEHICLE
TRANSMISSION
Group Art Unit : 3643
Examiner : Andrea M. Valenti
Docket : ZAHFRI P803US

The Commissioner for Patents
U.S. Patent & Trademark Office
P. O. Box 1450
Alexandria, VA 22313-1450

RESPONSE

In response to the Decision on Request under 37 CFR 5.25, mailed December 5, 2006, in which the Petition for a Retroactive Foreign Filing License was denied for the reasons set forth in that Decision, the Applicant hereby requests reconsideration of the previously filed Petition for a Retroactive Foreign Filing License in view of the attached new Declaration.

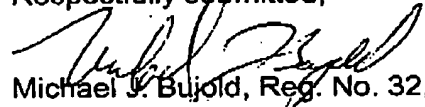
As indicated in the Decision, the Petition was denied by the Examiner because there was no "showing that the foreign filing license was diligently sought after the discovery of the proscribed foreign filing." Upon reviewing the previously filed Declaration, a typographical error was noted in that Declaration. That is, the filing date of the Application in the United States actually occurred on January 4, 2006, instead of January 4, 2005, as misstated in the previous Declaration. Thus, the time between the filing date of January 4, 2006 and the filing date of the Petition for a Retroactive Foreign Filing License, February 6, 2006 was just over one (1) month and not over one (1) year as was suggested by the prior Declaration. The enclosed newly signed Declaration corrects this error and the Applicant hereby requests reconsideration of the previously filed Petition for a Retroactive Foreign Filing License at this time.

BEST AVAILABLE COPY

10/563,417

In the event that there are any fee deficiencies or additional fees are payable, please charge the same or credit any overpayment to our Deposit Account (Account No. 04-0213).

Respectfully submitted,



Michael J. Bujold, Reg. No. 32,018

Customer No. 020210

Davis & Bujold, P.L.L.C.

112 Pleasant Street

Concord, NH 03301-2931

Telephone 603-226-7490

Facsimile 603-226-7499

E-mail: patent@davisandbujold.com

1/18/07 4:13 PM

- 2 -